

Amendments to the Claims

Please amend the claims as follows:

1-52. (Cancelled)

53. (Currently Amended) A method computer system for creating a leveraged exchange traded product comprising a leveraged portfolio of securities, the system comprising the steps of:

a computer memory comprising a set of user defined criteria and a computer database containing data representing characteristics of a plurality of securities; and,

a processor for selecting at least two of the securities for inclusion in the leveraged exchange traded product based on identifying securities within a substantially similar industry sector and ; separating the securities into a group satisfying market capitalization criteria; creating a unit investment trust having a number of outstanding shares and a portfolio of securities within the group; providing a data contained in the database, the processor weighting of the selected securities comprising the portfolio; changing the securities comprising the portfolio in response to a change in the identified securities; within the exchange traded product based on the set of user defined criteria;

wherein the leveraged exchange traded product is configured for trading of the outstanding shares of the leveraged exchange traded product on an exchange at a real time determined price of the shares related to the underlying price of each of the selected securities comprising the leveraged exchange traded product and related to the respective weightings of the selected securities, portfolio; and
outputting an indication of the real time determined price in a humanly readable format.

54-89. (Cancelled)

90. (Currently Amended) The ~~method~~ computer system of claim 53 further comprising ~~the step of listing the outstanding shares on an exchange~~ computer for listing the shares of the exchange traded product available for purchase or sale.

91. (Currently Amended) The ~~method~~ computer system of claim 90 ~~53 further comprising the step of listing on an exchange a wherein the exchange computer also lists derivatives available for purchase or sale, the derivatives~~ having a price related to the real time determined price of the exchange traded product.

92. (Currently Amended) The ~~method~~ computer system of claim 53 further comprising ~~the step of an accounting system for calculating financial statements for dissemination to of shareholders the owners~~ of the outstanding shares.

93. (Currently Amended) The ~~method~~ computer system of claim 90 ~~53 further comprising the step of wherein the exchange computer is configured for electronically trading of the outstanding shares.~~

94. (Cancelled)

95. (Currently Amended) A ~~method comprising the steps of computer implemented system for exchanging shares in an exchange traded product, the system comprising:~~

a display for displaying data listing outstanding shares representing ownership shares of a unit investment trust having an exchange traded product comprising a leveraged portfolio comprising of securities within a substantially similar industry and satisfying market capitalization criteria, the securities within the portfolio being weighted; and

an exchange computer for providing an processing the exchange for trading the of outstanding the shares at a price related to the price of the securities within the leveraged portfolio, the exchange computer configured to transmit data indicative of trades which occur

~~intra-day over a communication network to an exchange clearing computer, and displaying in real time the price that the outstanding shares were traded on the exchange.~~

96. (Currently Amended) The ~~method~~ computer implemented system of claim 95 ~~further comprising the step of listing a wherein the display also displays data representing at least one derivative product on an exchange and having a price related to the price of the outstanding shares.~~

97 - 101. (Cancelled)

102. (New) The computer system of claim 53 wherein the processor interacts with the computer database to monitor changes in the selected securities.

103. (New) The computer system of claim 102 wherein the processor alters the securities which make up the exchange traded product in response to data in the computer database representing changes in the selected securities.

104. (New) The computer system of claim 53 wherein said processor calculates a net asset value of the exchange traded product.

105. (New) The computer system of claim 53 wherein the exchange traded product comprises at least one product selected from the group consisting of puts and calls, futures, caps and floors, total return swaps, collars, warrants, equity swaps, options and knock-out options.

106. (New) The computer system of claim 53 wherein the exchange traded product is not a unit investment trust.

107. (New) The computer system of claim 53 wherein the processor is configured to select only securities in a specific index.

108. (New) The computer system of claim 107 wherein the index is the Dow Jones Industrial Average.

109. (New) The computer system of claim 107 wherein the index is the S&P 500.

110. (New) The computer system of claim 53 wherein the exchange computer is further configured to execute a hedge trade that can be traded for a price related to the price of the shares of the exchange traded product.

111. (New) The computer system of claim 53 wherein the user defined criteria comprises at least one of the group consisting of fund net asset value (N.A.V.) for each year, portfolio composition, investment objective, load adjusted and unadjusted return, maximum sales charge, median market capitalization, daily, monthly, quarterly, yearly, multi-year returns, mpt, beta, sharpe, R squared, standard deviation, historical risk/reward ratios, N.A.V. distribution adjusted earning, payout ratio, potential capital gains exposure, price/book ratio, price/earnings ratio, prospectus, purchase constraints, redemption fees, sector weighting, shareholder fees, total return, total return percentile, turnover ratio, deferred fees, debt % total capitalization, dividends, distributor, telephone number, manager name, manager tenure, class of shares, and brokerage availability.

112. (New) The computer system of claim 53 wherein the processor is configured to select only securities from within a substantially similar industry.

113. (New) The computer system of claim 95 wherein the display is also provided for displaying information indicative of the value of the exchange traded product on at least an end of day basis in humanly readable format.

114. (New) The computer implemented system of claim 95 wherein the exchange clearing computer is comprised to compute and transmit data resulting from trades of shares of the exchange traded product to third party accounting systems that manage the securities which make up the exchange traded product.

115. (New) The computer implemented system of claim 95 wherein the display is located on the floor of a public exchange.

116. (New) The computer implemented system of claim 95 wherein the exchange traded product further comprises at least one product selected from the group consisting of puts and calls, futures, caps and floors, total return swaps, collars, warrants, equity swaps, options and knock-out options.

117. (New) The computer implemented system of claim 95 wherein the exchange traded product is not a unit investment trust.

118. (New) The computer implemented system of claim 95 further comprising a processor for correlating the price of the shares to the price of the securities within the leveraged portfolio.

119. (New) The computer implemented system of claim 95 wherein the securities within the leveraged portfolio satisfy a user defined risk criteria.

120. (New) The computer implemented system of claim 119 wherein the user defined risk criteria comprises at least one of the group consisting of fund net asset value (N.A.V.) for each year, portfolio composition, investment objective, load adjusted and unadjusted return, maximum sales charge, median market capitalization, daily, monthly, quarterly, yearly, multi-year returns, mpt, beta, sharpe, R squared, standard deviation, historical risk/reward ratios, N.A.V. distribution adjusted earning, payout ratio, potential capital gains exposure, price/book ratio, price/earnings ratio, prospectus, purchase constraints, redemption fees, sector weighting, shareholder fees, total return, total return percentile, turnover ratio, deferred fees, debt % total capitalization, dividends, distributor, telephone number, manager name, manager tenure, class of shares, and brokerage availability.

121. (New) The computer implemented system of claim 95 wherein the system is adapted to implement an over the counter market for buying and selling a derivative having a price related to the price of the exchange traded product.

122. (New) The computer implemented system of claim 95 wherein the display also displays a hedge that can be bought and sold for a price related to the price of the shares of the exchange traded product.

123. (New) The computer implemented system of Claim 95 further comprising the step of electronically trading the shares of the exchange traded product.

124. (New) The computer implemented system of Claim 95 further comprising the step of buying and selling the shares of the exchange traded product at a mutually agreed upon price.

125. (New) The computer implemented system of claim 95 wherein the exchange traded product is open ended.

126. (New) A method for creating and tracking a leveraged exchange traded product, the method comprising the steps of:

identifying and selecting securities within a substantially similar industry sector;

separating the securities into a group satisfying market capitalization criteria;

combining the securities within the group and at least one derivative related to at least one security within the group to form a single leveraged exchange traded product for trading on an exchange intra-day, the exchange traded product having a number of outstanding shares;

weighting the securities and the at least one derivative within the exchange traded product; and

tracking trades of the outstanding shares on an exchange electronically, the tracking further comprising the steps of entering data relating to the securities and derivatives that make up the exchange traded product, the data accounting for the weighting of the securities and derivatives; transmitting the data to a processor for determining a real time price related to the exchange traded product, the processor accounting for the underlying price of each of the securities and at least one derivative that makes up the exchange traded product; and outputting an indication of the real time determined price in a humanly readable format.

127. (New) The method of claim 126 wherein the securities are equities.

128. (New) The method of claim 126 wherein the exchange traded product is open ended.